

Introduced by Senator O'Connell

January 4, 1999

An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 138, as introduced, O'Connell. State Highway Patrol: memoranda of understanding.

Existing law provides that if any provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees requires the expenditure of funds, those provisions of the memorandum of understanding shall not become effective unless approved by the Legislature in the annual Budget Act.

This bill would approve provisions that require the expenditure of funds of the memorandum of understanding entered into between the state employer and Unit 5—California Association of Highway Patrolmen, dated ____, and would provide that the provisions of that memorandum of understanding that require the expenditure of funds shall become effective pursuant to the approval of the Legislature contained in the bill.

The bill would also declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.



The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares that
2 the purpose of this act is to adopt an agreement pursuant
3 to Section 3517 of the Government Code entered into by
4 the state employer and a recognized employee
5 organization to make any necessary statutory changes in
6 health, retirement, salary, or other benefits.

7 SEC. 2. (a) The provisions of the memorandum of
8 understanding prepared pursuant to Section 3517.5 of the
9 Government Code and entered into by the state
10 employer and Unit 5—California Association of Highway
11 Patrolmen, dated ____, and requiring the
12 expenditure of funds, are hereby approved for the
13 purposes of Section 3517.6 of the Government Code.

14 (b) Notwithstanding Section 3517.6 of the
15 Government Code, the provisions of the memorandum of
16 understanding described in subdivision (a) that require
17 the expenditure of funds shall become effective pursuant
18 to the approval by the Legislature contained in this act.

19 SEC. 3. This act is an urgency statute necessary for the
20 immediate preservation of the public peace, health, or
21 safety within the meaning of Article IV of the
22 Constitution and shall go into immediate effect. The facts
23 constituting the necessity are:

24 In order for the provisions of this act to be applicable
25 as soon as possible in the 1998–99 fiscal year, and so
26 facilitate the orderly administration of state government
27 at the earliest possible time, it is necessary that this act
28 take effect immediately.

